(Contains C M 32-52-1, 2)

App F IX 4

Previous Reference 19 52 (C M) 55

File No 31-5

Serial Nos 6

Later References
CH 28-53-12
LLH 12 CCES 7

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2 P=73 E

Part B for Nov 52

SUBJECT

Extension of the tenure of the Mysore city Municipal Council

L 13881/52 dt 20/11/52

The Computer Mysore Gazette

Extends the tenure the end of 31/3/53

WD 010861—GPE—25 000—18-9-50

Copy D The ME Comm Mys (three the pat

GENERAL AND REVENUE SECRETARIAT

( )

NOTES

File No

FILE HEADING

Strength of the Municipal Council Consequent on the adoption of Single member Constituency Based on adult franchise

FROM

The Municipal Commr Mysore City

No C 2 S.R 2 Dated 5 2 53 Received 26 4 52

Diary No 589/52	Enclos	Spare copies	Serial No

BRIEF ABSTRACT OF LETTER

Forwards Resolution dated 8 4 52 of the Mcl Cl on the Subject

NOTES AND ORDERS

In Response to this office Letter No 11880 dated 25 1 52 (Copy taken from Collection No 33-52-2 and flagged "P") the Mysore City Municipal Council has Resolved to Recommend on 8 4 52 which the maximum Strength of the Municipal Council be fixed at 40 the Commr Requests approval to fix the Strength of the Council at 40 as Recommended Govt to enable him proceeding with the Election

WD 915470—GPB—5 000 -24-9 51

of delimitation of Constituencies, etc.

2) The Recommendation of the Mysore City Council that the Mysore City may perhaps be approved under the provisions of Sec 9(3) and Sec 10 of the Act of 1953 as was done in the case of Davangere City Corporation City.

3) Secs for orders

case 6/5/52 4) What is the population of Davangere (only 29 seats have been given there)

Sec 6/5/52 What is the population of Mysore city

13/5/52

5) The provisional 1951 Census population figures of the Mysore City and the Davangere City are noted below:

Mysore City: 2,44,334.

Davangere City: 56 045

6) Secs for orders

case 6/5/52 7) Ascertain the population of the reserved classes and the no of seats to be reserved for them

1915

8) Draft Collin Cs No re Council, Mysore City & Mr. up for approval

case 26/5/52 Sec 26/5

9) Draft 30/5

[illegible] consequent on strength of Mysore city Municipal Council under the amended provisions of 1961 583/ml ✓2063 ml

To

The Municipal Commr
Mysore city Municipal Council
(thro the Asst)

Lr 2823/ dated 31 5 62
calls for certain information

Sir

The Municipal Council, Mysore City Municipal Council vide Lr No C2 P R 2/52 53 Dated 11 6 62 forwarded the information called for

(1) Adding the 1941 population of Scheduled castes the percentage of increase in the population of the said Recorded for the 1951 census, the present population of Scheduled Castes in Mysore city is worked out to be 24 000/, Since according to the proposed divisions each ward is going to consist of 6,000 to 6,200 people, 4 seats are proposed to be reserved for Scheduled Castes

(2) Subject for order - Ref 1 para 4 above

Asst 27/6/62
DA 27/6
Dhw wpa

p g O

The population of Mysore city Municipality in 1941 was 1,50,500/- and the population of the Depressed classes in 1941 was 14,962

According to the provisional figures of 1951 the population of Mysore city is 2,44,334

The figures regarding the Depressed classes in 1951, are not available However, of the increase in the population of all Communities as seen from the figures of 1951 is taken into consideration, the population of Depressed classes in 1951 will work out to about 24,400

Now they have proposed 40 seats for a total population of 2,44,334 For a population of 24,400/, the number of seats that can be given will work out to 4

Therefore the proposal of the Hon'ble to divide the city into 40 divisions and to provide four divisions to Depressed classes

strength of the Mysore Legislative Council consequent
on the amendment of 1951 based on the
strength of the Mysore Legislative Council
2063 1024/LD
14

may be applied and the Bill may be
requested to send the notification
explaining the boundaries of the division
so that the same may be notified
and further action taken according to
Rules

3 dg

Secy
L-S ?) 13) May be appd
Letter from L.S. Gp. dtd
14) Appd
Sh
1/7/52
3/7/52
31

FOR
SELF
No 2018

15) Draft notification as proposed
and perhaps see Secretariat case
Legislation Branch before 25s
Legislation Branch to please see
16) Legislation Branch to please see
the notification
Sen
71
Legislation
17) The draft notification as corrected may
be placed before
order is for consideration at 8/7
seems

JUL 2

Sh KM Gp
Mas
8/7/52

1024/AD
2891/ASC/52

seems necessary to supersede the existing notification in this respect while issuing the revised ~~xx~~ order

Law Secy)

mas
16 7 52

17 JUL 1952

Secy Secy)

Shri Chitgopekar Dated 16.7.52
Please take necessary steps to issue a corrigendum
for the issue of early orders

1) The draft notification as corrected by the Legislation Branch is for perusal
2) The corrected draft is ready and dated 16th July 52 before the actual typing
3) This notification has to be filled up
4) A draft letter to the Governor, Bihar
5) It is therefore put up for approval

23/7/52

21) Issue

Strength of the Mysore Leg. Hl Cl consequent on
the adoption of single member constituencies based
on adult franchise 2866/ml

To
The Hl- Com missioner
Mysore city (Thro the President)
L 5890 / dated 30-2-52
calls for certain information

Strength of the Mysore city Mcl el consequent on the adoption of single member Constituency Basis [App F III 2

General and Revenue Secretariat — on draft franchise File No 2063 J of 1928 66/Md

WD 015452—GPB—PZS—40 000—1 10-51

Serial No	
	22) The Mysore city municipal Council is to be Reconstituted with effect from 3 1 1953 under the System of adult franchise as provided for in the amended provision of 1951 All the preparations for the Conduct of the elections Should follow the fixing of the Strength of the municipal Council proposals have been Received for fixing the Strength of the Mysore city municipal Council at 40 with Reservation of 4 Seats for Scheduled Castes, and Govt have accepted this number A draft of the notification was therefore put up under the old Law and was Sent to the Legislation Branch for Scrutiny The Legis Branch made certain alterations to the draft and in Result it became necessary to quote in the notification the number and date of the original order prescribing the present Strength of the Council at 30. There is a Verey old order which is not Readily Traceable in the office Hence the municipal Commr has been asked to furnish its number and date The question now Stands at this Stage
	23) The deputations of the Mysore city municipal Council who waited on the Resident for p ft d 1 5 6 on 2 8 53

OTE—Contn Sheet.

Strength of the Mysore City and Consequent on the adoption of Single member constituencies based on adult franchise

File No 2063 S2866/ml of 1952-53

General and Revenue Secretariat

Serial No

on 2-8-52 discussed this matter with the L S G Secretary They Suggested that- Sec 4 & 5 of the Amendment Act 1951 may be brought into force in the Mysore City Municipality immediately and the Strength of the Council fixed under the new Law which would also Regularise the holding of elections on the basis of adult franchise The Secretary desired this Suggestion to be examined and immediate action taken

24) Immediately this provisions of Secs 4 & 5 are introduced into the City there will be a Lacuna or if it may be so described a period of anomalous Suspension in between the date of its introduction and the Reconstitution of the Council There may however be no difficulty in notifying that this Section shall come into force immediately under Sec (2) of the Amendment Act as proposed by the departmentals and it may also be in order to fix the Strength of the Council thereunder at 40 as proposed from 3-1-1953 But the difficulty actually arises from two other factors First there is no saving clause under the Amendment Act

Strength of the type city mt at Consequent on the adoption
Strength of the Mysore city mt at Consequent on the adoption of
Popln practicer Constituencies based on adult franchise [App F III 2

Serial No

Secondly under the amended Sec 4 all the Councillors should be elected When this provison comes into force, because of the two factors mentioned above, there can be no place for nominated Councillors There are at present 5 nominated Councillors on the Mysore city municipal Council With the BLS provisions expunged, and the new law not providing for nominated Councillors, the Continuance of the present 5 nominated members on the Council until the next Reconstitution may become illegal and void Considering these difficulties, in the case of Bangalore City Municipality which was Reconstituted from 1 7 1952, the Strength of the Council and the boundaries of the Wards were fixed under Secs 9 & 10 of the BLS Law which also provides for mere elected Councillors, and all the amended provisions were brought into force on the date of actual Reconstitution The same procedure was therefore proposed to be adopted now in the case of the Mysore city Municipality also

25) The Rules Regulating the Election of Councillors to all city municipal Councils have now been Revised under Sec 228 of the old Act itself The

RE-Contn Sheet

strength of the Legislature and consequent on the adoption of single member constituency based on adult franchise

File No 2563 J28CC/ind of 1951 53

General and Revenue Secretariat

Serial No

law empowers the Govt to prescribe the qualifications of Voters The Revised Election Rules have been so framed as to fit in with the new amended law and entitle all city Residents completing the age of 21 yrs to vote, through expression of the term Adult is not made therein Hence the preparation of the voters list of adults which would be under the Revised Election Rules may not be inconsistent with the amended provisions as argued by the deputationists Such a course was adopted in Davangere city without any objection being raised on this particular point, though the election there was hotly contested and the Laws and Rules were thoroughly scanned even after the elections to find loop-holes for setting aside the election

26) The Law Secretary may therefore be consulted again as to whether Secs 4 & 5 of the amendment Act 1951 may be notified to come into force immediately and the Strength fixed thereunder as suggested by the deputationists or the Strength fixed under Secs 9 & 10 of the old Law (This also provides for only elected Councillors) and the new provisions introduced into Mysore city

Strength of the regt adjmt of Consequent on the adoption of Single member Constituency Basis on adult franchise [App F III 2

General and Revenue Secretariat | File No 2863 \ 2866 of 1952-53 | WD 015452—GPB—PZS—40 000—1 10-51

Serial No

on the date of Reconstitution of the Council Aug 31 1953

27) The Davangere file is also Connected hereto for Reference

28) I was not present when the discussion took place However the following procedure seems to be Correct

1 Sections 4 and 5 of the Amendment Act 1957 may be ordered to be brought into force from 3-1-53 A notification has to be issued under Section 1(2) of the Amendment Act.

2) The Strength of the Council to be Reconstituted from 3-1-53 may also be fixed according to Section 9 of the existing C Mlas Act 1953

29) The Law Secretary may kindly be consulted

7/8/58

Secy (Leg)

30) Summing up the above procedure to be followed as I understand it, seems to be, that the notification fixing the number of Councillors will have to issue under Section 9(3) of the Law as in the Act of 1953. Another notification

TE—Contn Sheet

Strength of the Mysore Leg Ml Cl consequent on the adoption of single member constituency based on adult franchise

File No 2886/ml of 19

General and Revenue Secretariat

Serial No

will have to issue an order under section 1(2) of the 1951 Amendment Act No XXVI bringing the provisions of the Amendment Act into force in the Mysore City Municipality from 3/1/1953 (the date of the next reconstitution) for the information and necessary remarks.

8/8/1952

Law Secy)

RECEIVED 4658 8 AUG 1952 CCV

3) The procedure I have indicated in paras 43 to 45 in the memorandum may, I think, be followed in the case of reconstitution of the Mysore City Municipality from 3-1-53.

3a) The other suggestion made of a notification under sec 1(2) of Act 36 of 1951 to bring into force sections 4 & 5 of this Act & thereby to enable the Govt to determine by means of an order under sec 9 (as amended) the number of Councillors of the Municipal Council is to have, does not appear to be necessary specifically to supersede previous orders on this subject. But it is likely to give rise to difficulties pointed out in para 24.

Secy Leg)

8/8/52

Strength of the Mysore City Mel at Consequent on the adoption of Single member constituency based on adult Franchise [APP F III 2]

General and Revenue Secretariat — File No 2866 of 1952-53 U3581(a)

WD 015452—GPB—PZS—40 000—1 10 51

Serial No	
	33) Draft letter to the Municipal Commr, Mysore City Municipality's put up for approval
	Mysore 9/8/52 — 34) Put up a typed draft
	35) A typed draft is put up — Mysore 9/8/52
	Secy 36) Put up 9/8/52
	To
	The Municipal Commissioner Mysore city Mly (thro the Dy)
	L 6845/dated 11-8-52
	calls for certain information
	Since
	The Municipal Commr Mysore City,
	has C P R 2/52-53 dt 8-8-52
	furnished the information called for
	37) The Commr reports that the orders
	issuing the present Strength of the Council
	at 30 has ceased as for back as
	1924-25, and a Copy of it is
	not readily available
	38) The Law Secy has opined at
	paras 31 and 32 above that the Strength

NOTE—Contn Sheet

Strength of Mysore city municipal Council

File No 2866 (3586)/2 of 1982-83 — General and Revenue Secretariat

Serial No

of the municipal Council to be
re constituted from 3.1.1952
which has been accepted as 40
as recommended by the municipal
Council may either issue under
Sec 9 and 10 of the principal Act
39) The GO may therefore be
referred again to the Law Secy
to enable us to ascertain whether the draft
notification put up may not issue
as 'in supersession of all previous
orders on the subject' earlier and quoting
the number and date of the order
to avoid delay if this is not
practicable, the Law Dept has
to suggest a way out as the number
and date of the previous notification
is not forthcoming

Mac 18/8/82

A

40) 18/8

Secy (DS) 18/8/82

Law Secy)

(40) The course suggested at A may be adopted in the circumstances of the case, though it is always desirable to specifically mention the orders superseded

Secy (DS) 18/8/82

3 sets V 45 15/nl

Strength of the Mysore City Mcl cl

To

The compiler
Mysore Gazette
L 7408/C M 32 52 2
1885

Notifies

copy to
The Mcl comm^r
Mysore city Mcly
L 7409/d 16 8 52

B
8/2

From

The Municipal Council, Mysore city
No C2 p R 2/52 53 Dt 11 9 52

Sees Contn further clarification

and Notification fixing the Strength of the Mysore City Municipal Council at 40 has been issued under Sec 9 and 10 of the parent Act as opined by the Law Secretary at paras 31 and 32 above Since Secs 9 and 10 of the parent Act do not provide for Reservation of Seats on the Council and the amended provisions have not yet been brought into force, the Municipal Council while Recording the above notification has observed as follows -

" Recorded as to the observation that as the amended Act of 1951 is not yet applies to the Mysore City Municipality

3586 (45/15/md

Structure of the Mysore city municipal Council

The notification under Sec 9 of the Corporation of Act VII of 1933 and the provisions thereof do not seem to empower the Govt to restrict constituencies for Scheduled castes and the declaration dedicated in the Govt order does not therefore appear conducive of the powers of Govt under the said provisions

44) In view of the above position the Municipal Council seeks clarification of Govt on the matter

45) The notification was issued under the old provisions after much consideration after in accordance with the law opinion as the accepted delimitation of the ~~provision~~ amended provisions and hence the strength were under would have created greater complications as already discussed in paras 22 to 32 above

46) The difficulty now felt by the municipal Council of regarding the reservations of seats (that the Council will now proceed to do so to attend to the preliminaries as provided in the Rules for the election of members to the Council and set the stage for the election Revised Constituencies Rules have been issued with notification no H 132 SEC.M 27-52-7 Dated 26. 4. 52 under Sec 10. 11 and 228 of the ~~Act~~ Act (Sec 228 has not been amended)

3586 V45/13/mk

Strength of the Mysore city municipal Council

47) Under Rule 15 of these Rules provision is made for Reservation Therefore So far as the preliminaries are concerned there seems to be no objection for the Govt to Reserve the Constituencies for Scheduled Castes and by the time the elections are held and the new Councillors take office, the amended provisions have been introduced as was done in the case of Davangere city

48) Again See 10(4) of the present Act empowers the Govt to issue orders for Regulating the Delimitation reservation and extent of Constituencies for election of Councillors The word "Delimitation" in this Sub-Sec also appears to be broad enough for the Govt to prescribe if they so desire or feel Reservation of certain Constituencies (may be Reserved) for any particular class or category of the people based on a reasonable classification In this event also there may be no serious objection for Reserving Seats to the Scheduled Castes at present keeping the amended provisions as to force in Mysore city as suggested by the municipal Council

49) The Law Secretary may be Consulted

50) The letter of the Ml Comr Dtd 16/9/52 may kindly be perused - Ofthe Ml counsel of me that the notification fixing the particular no of seats

Rec 8/9/52

Strength of the Mysore Civil Service

1024/LD

to Scheduled Castes does not appear to contravene the powers of Govt. As the notification is issued after taking opinion of the Law Secretary, no further action appears to be necessary on the letter of the Hon Comr

19/9

Secy
Dept)

1) The letter of the Hon'ble Minister places below is for perusal and remarks as to whether the notification issued under Section 9 and 10 of Act VII of 1933 does not empower Govt to reserve constituencies for Scheduled Castes and to whether the delimitation undertaken in the G.O. is ultra vires of the powers of Govt under the above provisions

Law Secy)

19/9/52

19 SEP 1952

19/9

2) Submitted

19/9

22 SEP 1952

Strength of the Mysore City Municipal Council

4515/mL 1024/LD

53) Reference as invited to Section 9 and 10 (amended by Sec XXXVI of 1951) of Act VII of 1933 the wording of Section 10 appears to indicate that the power vested under it is wide enough to include the power to make reservation thereof if there is any strength for such reservation. The wordings of S 10 are elastic and comprehensive enough. The contention of the Mysore City Municipal Council does not appear to have any legal force

Subs (a vr to Govt's letter

Law Secy)

Kug 22/9/52

Mas 22/9/52

54) Noted 24/9

GOVT 23 SEP 1952

55) See 10 of Act VII of 1933 as it stands before the amendment in Act XXXVI of 1951 comes into force does not prohibit reservation of seats for so-called Castes. What the amendment does is to make this reservation obligatory. I do not think the Notn issued on 16 & 12 can be ultra vires of sec 10 of Act VII of 1933

Secy Ltd)

Noted 23/9

56) Noted 24/9/52

57) Noted 23/9

Secy Ltd

4515/ml 56/06 56/78

Strength of the Mysore city ml cl

58) Off Letter of the Municipal Commr, Mysore city Municipality in pth cp for approval

mac 25/9/52

59) Issue

26/9

To The Hl commissioner Mysore city Mly L 10447/dated 1/10/52

Sus H 4/x

60) Off Do Letter of the Commr, Mysore city wells in Pattep for approval

mac 9/10/52

61) Issue

To The Hl commissioner Mysore city Mly D O No d 11041/dated 11/10/52 Reminds

Sus H 13/10

Grow the Municipal Commr, Mysore city

No. C_2/P R 52/51-52 Dated 8.10.52

2) No C_2/P 52/51-52 Dated 12.10.52 Seeks Certain clarification Regarding the delimitation of constituencies

62) The strength of the Mysore city municipal Council has been notified to consist of 40 Councillors of whom 36

Serial No

flag

Shall be persons elected from general Constituencies and four from the Constituencies Reserved for Scheduled Castes (Order vide no L 7408/C N 32-52 -2 dated 18 8 52) The amended provisions of the city Municipalities Act also provides for single member Constituencies and only one Councillor Shall be elected from each Constituency Since the city has now to be divided into 40 divisions or Constituencies i e as many divisions as there are Councillors. Clarification is now sought on the Commissioner's letter on the following point.—

(a) Whether the whole city has to be divided once into 36 divisions only for electing members to general Constituencies and then again into 4 divisions for electing one member from each division for the 4 seats Reserved for Scheduled Castes, the electorate on the Basis of Scheduled Caste population of each division

or

(b) Whether the city Should be divided into 40 divisions of which 36 being general Constituencies and

NOTE—Contn Sheet

Serial No

4 Reserved Constituencies

63) The adoption of the Second alternative above is said to render impracticable the formation of Divisions which could consist of Scheduled Caste people only and even if so done would be recalled lead to the possibility of Each of the members as have to vote for persons to be elected from general Constituencies being refused to the opportunity to so vote and forced instead to vote for persons to be declared from Scheduled Caste Constituencies.

64) Firstly, there is no question of any member having to vote, as an obligation, only for the person to be elected from the general Constituency that he has to vote for any Candidate standing in the Division The above view of the Commissioner appears to be a declarated misinterpretation of the position The Law as it stands even under the amended provision does not contemplate plurality of voting as the City Municipalities, The first of the Suggestion to divide the City once into 36 divisions for election to the general Constituencies and Civic again into 4 divisions

Serial No

for elections to the Reserved Seats were through the electorate are the Scheduled Caste population of each Division appears to complicate matters for the simple reason that to do it two Separate elections - one for the general Seats and another for the Reserved Seats - will have to be held in which case it would be illegal and wrong either to prevent the Scheduled Caste voters from voting in the general Seats and vice-versa

65) The argument that each of the members as have to vote for persons to be elected from the general Constituencies are forced to vote against for a Scheduled Caste Candidate is also applicable as the object of the voter to exercise the franchise is not thereby taken away if he has to elect a Scheduled Caste member on account of their preponderance in the Division The primary function of a municipal Council is to cater to the core needs and amenities of the citizens where Communal interests can have no place Even the Reservation of Seats to Scheduled Castes is intended not to promote the interest of their

in favour of the Candidate standing in the Division

NOTE—Contn Sheet

Strength of the Mysore city municipal council

File No 4515-5106-5178 of 19 | General and Revenue Secretariat

Serial No

Communities that need to provide scope and opportunity for their advancement.

66) It is however not necessary to form divisions which would consist of Scheduled Caste people alone for election to the reserved seats nor should the Scheduled Caste members only vote for the reserved seats. Many divisions in which there is a comparative preponderance of the population belonging to the Scheduled Castes may be reserved.

67) The whole city therefore has to be divided into 40 divisions out of these 4 divisions where there is a preponderance of the population of the Scheduled Castes should be reserved for them. This is what the law appears to require and also what was done at the recent elections to the Mysore city municipal council for Scheduled castes under the amended provisions.

68) It is therefore for orders if approved as above may be sent to the Municipal Council, Mysore city & municipality.

KH - 14/8/57

69) The whole city has to be divided into 40 divisions and 36 divisions will be

EB 16/8/57

Strength of Mysore Leg Ass Cl

[Appx I III 2

General and Revenue Secretariat | File No S178/52 of 19 | V D 01442 —CFL—4000 —1-7-51

Serial No

1

A

to open for all communities Even Schedule Caste candidates can compete in their divisions but in respect of the other 16 constituencies, the Govt may fix up those constituencies to those places where there are Scheduled caste people in large numbers In those 16 divisions all the others have to vote only to Scheduled Caste Candidates If agrd, instructions will be issued accordingly

Govt
15/10

Secy
Dy Secy
Home Secy
Law Secy
Spl Secy
Chief Secy

To
15/10/52

(71) It is, I think, better to have 32 divisions as general constituencies The other 8 may be for purely two each, those eight being areas where there is largest concentration of scheduled castes - Then each group of these two divisions may have a double member Constituency with one seat reserved for the Scheduled Caste - Thus every body will get a right to vote for a General Candidate as well as a reserved seat Candidate -

Done
15/10

(72) A - may be done

15/10/52

15/10/52

15/10

Q & SP
Dy
15/10/52

NOTE—Contn Sheet

Strength of the Registration Clerk and Cl

File No 45156/1986 (5761) of 1982-83 | General and Revenue Secretariat

Serial No

3) Off Cellar Note for Commr, Regn Clerk Regd & put up for approval

Regd 16/10/82

74) Pl put up typed draft today

16/10

75) Typed draft & put up for approval

16/10/82

Secy disc) 16) Issue

16/10/82

To

The Municipal Commr, Agra no Regd no L 11754 Dated 20 10 82

Issues clarification

Request for Clarification regarding Order dated 31.5.52 in O.S. No. 5341 of 1952

General and Revenue Secretariat | File No. 5531/A of 1952 | [App F III 2

WD 014428—C P B—4000 —13-7 51

Serial No

77) Writ Petn. filed by the Corporation, praying that a writ of certiorari may be issued to set aside the order dated 10.5.52 made in O.S. No. 5341 of 1952 on the file of the Court of the Subordinate Judge, Madurai.

78) Admitted.

Subordinate Judge) 79) Heard Arguments.

From

The Municipal Council, Madurai.

No. C2 PR 2/52 53 dt/ 17.10.52

Request for the early issue of a clarification

80) The clarification sought for by the Municipal Council has issued on 20.10.52

81) The Corporation has also been instructed by Government to move the Court for necessary action regarding the Request preferred to it by the petitioner before time. Since the Corporation was by the time on getting clarification on the Legal point and waiting for the Govt's Reply

82) The Corporation have to be

NOTE—Contn Sheet

Reconstitution of the Legislative Council from 3-1-53

File No 178/53/61 SS31/52 of 1952-53 | General and Revenue Secretariat

Serial No

fixed now first the orders cost for each Constituency shall then be prepared the delimitation of Constituencies requires the approval of Govt under both the present Act and the amendment Act

83) The term of the present Council expires at the end of 1953 The Govt has to be published 2 months before the date of Election Hence in this case the orders Govt should be published on or before 2/4/52

84) The strength of the Legislative Council has been fixed at 40 in notification No H 7408 (c) dt 32-52-2 dated 18/8/52 under Secs 9 and 10 of the S Act of 1933 and not under the amended provisions of 1951 The Divisions of each would be as many as there are Constituencies Maps are to be framed with Reservations for the Scheduled Castes

85) Now the point for Consideration is whether the municipal Council has to be consulted for delimiting the Constituencies If this has to be done it is feared that Govt it may not be possible to publish

Reconstitution of the Mysore City Municipal Council
with effect from 31/53

General and Revenue Secretariat | File No 5531/M of 1952-53 | [App F III 2

5178 & 5361

WD 014428—GPB—40 00 —13-7 51

Serial No	
	The matters left before 2-11-52 as the Council could hamper them to such a further extension of term through the amended provision of Sec 10 A(3) of 1951 contemplates the Council being cancelled to fix the boundaries of the Divisions, Secs 9 & 10 of the parent Act (Under which the strength of the Council is fixed do not seem to require such cancellation) Hence the Council to take office on 3/1/53 will be governed by the amended provisions which will have been brought into force as the Mysore Acts Act— by Mar— Circle
	86) The Govt may also be consulted on the subject of the above facts whether it is necessary to consult the municipal Council now for drawing the boundaries of the Constituencies
	87) Subs for orders
Rec 23/10/52	88) What are the Sections of the Amended Act 1951, that have been brought into force in Mysore
23/10/52	

NOTE—Contn Sheet

23/10

Reproduction of the Mysore city ml ct and its effect from 3.1.53

File No ‖ 5531/mt, of 19 | General and Revenue Secretariat

Serial No

8(g) Note of the provisions of the Amendment Act of 1951 has so far been brought into force in the Mysore city Municipality (Rs 23/co/sr-90) Now the point for Consideration is Whether the Ml ct Commissioner should Consult the Ml ct or any Committee appointed by the Ml ct to form the constituencies, to conduct the next elections Now action has been under Sections 9 and 10 of the Act 1933 and notification issued prescribing the strength of the Ml ct at 40 and Reserving the 4 seats to Scheduled Castes According to Section 10(d) of the Act 1933, Govt shall, from time to time, generally or specially, for each Ml ct, issue orders for Regulating the description, number and extent of Constituencies for election of Commissioners It is not stated therein that the Ml ct should be Consulted Therefore it would not be incorrect, if the Ml Commissioner Sends draft proposals for fixing the extent and limits of each Constituency without Consulting the Ml ct Of course, the Ml Comr will be instructed accordingly Law Secretary may perhaps be Consulted

Secy) dt 23/1/52

Secy 23/1/52

Serial No

91) It is not necessary to consult the Supply Council ~~the Govt~~ from point of view of Law Secy) 23/10/52

92) Sec 10, 10A MOS as amended by Act XXXVI of 1951 have not yet been brought into force in this province only — So, the law as it is now is only Sec 10 as it stands in Act VII of 1933 Under Sec 10(d) of this Act, Govt can issue orders regulating the description, number & extent of constructions & there is no obligation to consult the T & C regarding this — Secy Labour) 23/10

93) Put up a D O letter to this Department 23/10/52

94) Draft D O Letter to the Commissioner for approval 23/10/52

95) 23/10

Secy Supply)

96) Draft letter to Govt of India (Min of Labour) for approval 23/10/52

97) 23/10/52

98) 23/10/52 23/10

NOTE – Contn Sheet

Reconstitution of the Mysore City Municipal Council

File No 553 1/Md 5708/Md of 1952-53 | General and Revenue Secretariat

Serial No

To

The Commr., Mysore City Municipality

No L 11910 dated 23.10.52

Orders further consideration regarding the cancellation of the election and also for the declaration of Councillors

Proceedings

The Commr Mysore City Municipality No C2 P 52/51-52 of 27.10.52 Reports that the elections cannot be held before 31.3.53 for the reasons explained therein and requests orders extending the term of the Council till the end of March '53

99) The above recommendation of the Commr for extension of the term of the Council is in pursuance of the decision in G.O. referred to in the preamble of the Council and the Municipal Commr and at which Sri P Seetharamaiah and Sri Pallisamy, Municipal Councillors were also present on invitation

100) As the proposal of the Commr to extend the term of the Council by till the end of March '53 is for orders

(P T O)

Extension of the Term of the Nagpur Corp. etc.

[App F III 2

General and Revenue Secretariat

File No 5531 (5th) 08 of 19

WD 0154S2—G23—7ZS—40 000—1 10-51

Serial No	
	Time to process the present Case to be done keeping in view a notification under Sec 15 of the Nagpur Corp. Elections Petitions Act 1933.
	(101) Secy for orders
	Reg 29(C)(8) (102) If the local Municipal authorities had made up their mind SRO 30(+)5[2] to conduct the election in time, they could have done it. However the matter was discussed before the Hon Minister for L&J and the Hon President requested 3 months extension in the circumstances, the ~~peri~~ term of the Present Council may be extended by ~~th~~ the end of March 1953.
	31/10
	Secy (L&J) (103) The term of this Council may be extended as proposed by the Govt.
	Secy for L.S.G. & P.H. 1/11/52
	(104) Appd 6/11/52 1/11/52
	(105) Draft notification as proposed for approval. Secy (L&J) 10/11/52
	Sec 10/11/52

OFFICE COPY — NOT TO BE SOLD FOR PUBLIC USE — SELF GOVT

No 4877

Extension of the term of the Corporators of Mysore City 1024/LD

File No S 7087 md of 1952-53 | General and Revenue Secretariat

Serial No

10) please have the notification pertaining to the Law Bill before me

MAS 11/11

10a) J J O Secretary Undersecy Legislation 11/11

10b) Sec'y 11/11

Sri K.N.G. Mas 11/11/52 5-15 pm

11 NOV 1952

11) The notification as proposed to issue under S 15 (as unamended) of the Mysore City Municipalities Act, 1933 (Mysore Act No 16 of 1933), S 15 provides that the term of the Councillors is extensible by order of the Govt to a term not exceeding in the aggregate four years if on any occasion the Govt shall think fit, for reasons which shall be notified together with the order in the official Gazette, so to extend the same."

12) It is necessary to furnish reasons for extension in the notification itself. The commissioner Corpn will be requested to take action accordingly (Law Secy)

Reg 12/11/52 Mas 12 11 52

13) The requirements of S 15 have to be complied with 13/11 Secy (Leg)

13/11

14/11/52

13 NOV 1952

Exclusion of the Civil Mysore City Municipal Council

[App F III 2

General and Revenue Secretariat | 1024 Law File No 5708/50 of 1950-53

WD 014428—GPB—40 000—13-7-51

Serial No

113) Reasons for excluding the Civil Cases are given in the draft notification as suggested by the Law Secretary which is for consideration and orders

Reg 15/11/52

114) Put up a typed draft

15/11

115) Typed draft is put up for consideration

Reg 15/11/52

116) 15/11

Secy dsp 15/11/52

Secy dsp)

117) The form of remarks of the notification is in accordance with requirements mentioned in para 11c

15/11/52

Law Secy)

118) Dy Sec Br

Please see the draft in proper form

15/4

119) Separate draft notification put up for consideration

Reg 15/4/52

Secy Leg)

120) 15/4

15/11

15/4/52

121) The notifications are to be approved

Secy dsp)

17/11

17/11

Issued

17/11/52

17/11

NOTE—Contn Sheet

Extension of the term of the Mysore Municipal Council of 1952-53

File No 5708/II

General and Revenue Secretariat

~~The Compiler Mysore Gazette.~~

Sl. No

To the Municipal Comm Mysore
(through the Deputy)

L 13881/C M. 31-52-7 dt 20/11/52

Extending the term of Municipal Council till the end of 31-3-1953

By Order
B
21/11/52

No C2 PR 2 / 52-53
Enc: One

CITY MUNICIPAL COUNCIL
P B N 17
Mysore Dated 17-1-1952

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

To

The Secretary to Government
L S G Department, BANGALORE
(Through the President)

Subject - Strength of the Municipal Council consequent on the adoption of Single Member Constituency based on Adult Franchise

---

With reference to your letter No. 11880 dated 25-1-1952 on the above subject, I write to state that the Council constituted a sub committee to go into the several questions detailed in your letter under reference at their meeting held on 13-2-52 The Sub-Committee who examined the question with reference to the population, strength of the Councils in various Municipalities in India and the present population and strength of the Municipal Council of Mysore city and other Relevant Considerations recommended that the strength of the Municipal Council be fixed at a minimum of 35 and opined that the other questions could be considered only after receipt of orders of Government approving the above proposal The Council, who considered the recommendation at their meeting held on 8-4-52, have approved of the above proposal with the modification that the minimum No of seats be fixed at 40

In enclosing a copy of the resolution of the Council in this behalf, I request that orders of Government may be kindly obtained fixing the minimum strength of the Council at 40 and that the same communicated early for taking further action

Yours faithfully,
MS Subramanyam
(M S SUBRAMANYAM)
Municipal Commissioner

Forwarded with compliments,
A Krishnamurthy Rao
(A Krishnamurthy Rao)
President

Proceedi_ of the Adjourned Meeti_ of the City Municipal Council held in the Municipal Offic s on 8-4-52 at 4 P.

12[illegible] Reso 1o 1 dat d 12-3-52 of the Co[illegible] tt ee constituted by t e Council to report abo t the action to be t ken and submit r cor endations to the Counc l with re_ ra to the ado ion of si_le me ber constituency that a recom endation be ade to the Council that the nu ber of councillors for the Mysore city Municipality be fixed at a minimum of 35 and that the Cor ittee do proce d to take up t e question of fixi_ the territorial divisio1 for the election after orders of Govern nt are r ceived ap rovin_ the resolution of the Council

Resolved that takin_ into consid_ration the present popula io of the city, the minimum nu ber of seats for the Mysore city Municipality be fixed at 40 and that this fact be co nicat d to Gov-rnment nd their sanction obt ined so that t e Co ittee constitu ed for purposes of _oin_ ir to the question of dividin_ the city into ward might proceed with t e ork of deli itation of the constituenc es

[illegible] Krishna urt y Rao

Pr si ent

Copy

H S Narayanarao
For Municipal Co[illegible]issioner

G I S App I G 3]

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

No. L 2823

31-5-52

To

The Commissioner
Mysore City Municipality
(Through the President)

Subject Strength of the municipal Council Consequent on the adoption of Single member Constituency Based on adult franchise

Sir

With reference to your letter No C.J.P.R 2/52 53 dated 17 4 52 on the above subject, I am directed to request you to intimate the population of Scheduled Castes in Mysore city (as defined in the Constitution order) in the Mysore city according to the 1951 Census figures and the number of Seats proposed to be reserved for them in the Municipal Council under the aforesaid provisions

An immediate reply is requested.

Yours obedt servt
for the Secretary

WD 913805—GPB—25 000—18 7 53

No C2 PR 2/52 53
Encls E

CITY MUNICIPAL COUNCIL
P B N 17
Mysore Dated 11-6-52

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL,
MYSORE

GENERAL & PERSONNEL DEPARTMENT SECRETARIAT 2063 BANGALORE

To

The Secretary to Government,
Local Self Govern ent Department,
BA GALOR

(Th gh the President)

Sir,

Subject - Strength of the unicipal Council consequent on the adoption of single member constituency based on adult francnise

---

With reference to correspondence ending with your letter No L 2823 dated 31-5-52 on the above subject, I enclose herewith the copies of the resolutions of the Municipal Council No 260 and 261 passed at their eeting held on the 5th June 1952, approving the recommendations of the 'Wards' Committee contained in their resolutions No 1(i) and 1(ii) dated 8-5-52, to the effect that the present Municipal area be divided into 40 wards consisting of a population of 6100 to 6200 for each ward and that the population of the scheduled castes be fixed at 24000 from 14000 following the principle adopted under the Representation of the People Act 1951 and calculating the population of the scheduled castes at the rate of increase of the total population at the previous Census of 1941 which was 150 thousands to 244 thousands in the last Census of 1951

The No of seats to be reserved for the scheduled castes under section 10 of the Mysore City Municipalities (Amend ent) Act 1951 will be 4 seats

I request that immediate orders of Govern ent may kindly be obtained for having 40 wards with four seats reserved for scheduled castes and the same co municated early for taking

P T O

taking further action as the time at the disposal is very short

Yours faithfully,

(F M ABDUL RAHIM)
MUNICIPAL COMMISSIONER

Forwarded with compliments

(A Krishnamurthy Rao)
PRESIDENT

PSK

Proceedings of the Adjourned Meeting of the City Municipal Council held in the Municipal Offices on Thursday the 5-6-52 at 4 P M

---

260 Resolution No 1(i) dated 8-5-52 of the ' Wards ' Committee that action might be taken to put up proposals for delimitting the present Municipal area into 40 wards consisting of a population of 6100 to 6200 for each ward

" Approved "

Sd A Krishnamurthy Rao
President

Proceedings of the Adjourned Meeting of the City Municipal Council held in the Municipal Offices on Thursday the 5-6-52 at 4 P M

---

261 Resolution No I(ii) dated 8-5-52 of the ' Wards ' Committee that for the purpose of calculating the No of seats to be reserved for scheduled castes people in the city, the principle followed under the Representation of the peoples Act be adopted and the strength of the population of the scheduled castes be calculated at the rate of increase of the total population at the last Census to 24 thousands from 150 thousands in 1941 according to which the increased population of the scheduled castes comes to 24000from 14000

" Approved "

Sd A Krishnamurthy Rao

President

Copy

for Municipal Commissioner

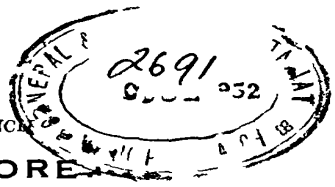
PSY

No C2 PR 2/52
Encls

CITY MUNICIPAL COUNCIL
P B N 17
Mysore Dated 5-7-52

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE



The Secretary to Government,
Local Self Government Department, BANGALORE

Sir,

Subject - Strength of the Council consequent on the adoption of single member constituency based on adult Franchise

---

In inviting kind reference to the correspondence ending with this office letter No C2 P R 2/52-53 dated 14-6-52 on the above subject, I write to state that the work connected with the delimitation of wards is held up on account of the non receipt of the orders of Government The preparation of the electoral rolls has to be taken up only after the delimitation of the wards is approved by the Government (after due publication of the delimitation in the official gazette calling for objections) The finalised Electroral rolls after hearing objections, have to be published at least two months prior to the date of expiry of the term of Council which is on 31-12-52 In these circumstances there is hardly any time for the office to get through the work in time if the orders of Government are not received early I request you therefore kindly to obtain early orders of Government in this behalf and communicate the same for taking further action

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

INVEST WISELY
Buy NATIONAL SAVINGS CERTIFICATES

L S G

FRL & REVENUE SECRETARIAT
2866
18 JUL 1952

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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16 JUL 52

Handed in at Office of Origin	Date	Hour	Minute	Service Instructions	Words

TO Sri. P. Subramaniam XXX 16/7/52

Recd here at H M

Municipal Commissioner Madras

N B —The name of the Sender if telegraphed should be written after but separated from the text.

The Swadesamitran Press Madras-2.—95 000 Bks —SF/PTG/RS —1—5—51

Appendix F G—11

SUBJECT Shri yuthi gleo Mysore city Mcl al Correspondent on the adoption of Single member Constituencies based on adult franchise

Section

File No

Serial No

No L 5-890/30-7-52

To

The Municipal Council
Mysore city Municipality
(Through the Post)

Sir,

With Reference to your letter No C P R 2/52-53 dt 11 6 52 and the Subsequent Telegram dated 16 7 52 on the above Subject, I am directed to request you to intimate concurrently the number and date of the notification on which the present Strength of the Mysore city municipal Council was fixed at 30

Yours faithfully
Sd/-
for Secy
23/7/52

Diary No of letter replied to

General and Revenue Secretariat

( )

the 19

Date of issue

Signed by

1st of enclosures

Copied by 25/7/52

Examined by

VD 015460—GPB—30,000—25 9 51

6845
11-8-5-2

The Municipal Commissioner,
Mysore City Municipality
(thro' the President)

Sir,

Subject Strength of the Mysore City Municipal Council consequent on the adoption of Single member constituencies based on Adult Franchise

In continuation of this office letter No L 5890 dated 30th July 1952 on the above subject and with reference to the discussions the deputationists of the Municipal Council had with the L S G and/Law Secretaries, the suggestion to bring into force the provisions of Sections 4 and 5 of the Mysore City Municipalities (Amendment) Act, 1951 in Mysore City at once and fix the strength of the Municipal Council to be re-constituted from 3rd January 1953 thereunder was examined

2 The issue of a notification under Section 1 (2) of the Amendment Act of 1951 to bring into force Sections 4 and 5 of the said Act at once in the Municipality would no doubt enable the Government to determine by means of an order under the amended provisions of Section 9 the number of Councillors the Municipal Council is to have without specifically superseding the previous orders on this subject But when these provisions comes into force, for want of a saving clause in the Amendment Act and these two sections also requiring the Council to consist of only elected members, there would be legal difficulty for the continuance of the existing five nominated Councillors on the Municipal Council until the date of the next re-constitution

3 In order to avoid all these difficulties and complications, the best course that could be

thought of ~~it~~ is, to determine now afore the constitution of the new Council to be formed after 3rd January 1953 under Sections 9 and 10 of the principal Act, which continue to be in force, because Sections 4 and 5 of the Amending Act will not have been brought into force, and this, in such a manner as to be in conformity with the new Sections 9, 10, 10 A and 10 B (as they will be after Sections 4 and 5 of the Amendment Act will come into force). There is scope in the principal Act now in force for adopting such a procedure The amended provisions will however be brought into force in the Mysore City Municipality from 3rd January 1953 at the appropriate time

4 As the issue of a Notification determining the strength of the Council under Section 9 and 10 of the Principal Act now in force requires the superseding of the previous order on the subject, I am to request you to intimate immediately the number and date of the Notification in which the present strength of the Mysore City Municipal Council was fixed at 30 as already called for

Yours faithfully,

~~Ex~~ Secretary to Government,
L S G Department

knr/9 8 52/draft

6845

11th August 52

L S G Department

The Municipal Commissioner,
Mysore City Municipality,
(through the President) Mysore

Subject:- Strength of the Mysore City Municipal Council consequent on the adoption of Single Member Constituencies based on Adult Franchise

In continuation of this office letter No L 5890 dated the 30th July 1952, on the above subject, and with reference to the discussions the deputationists of the Municipal Council had with the Secretaries to Government, Local Self-Government and Law, I am directed to state that the suggestion to bring into force the provisions of Sections 4 and 5 of the Mysore City Municipalities (Amendment) Act, 1951, in Mysore City at once and fix the strength of the Municipal Council to be re-constituted from 3rd January 1953 thereunder was examined

2 The issue of a Notification under Section 1(2) of the Amendment of 1951 to bring into force Sections 4 and 5 of the said Act at once in the Municipality would no doubt enable the Government to determine by means of an order under the amended provisions of Section 9, the number of Councillors the Municipal Council is to have without specifically superseding the previous orders on this subject But when these provisions come into force, for want of a saving clause in the Amendment Act and these two sections also requiring the Council to consist of only elected members, there would be legal difficulty for the continuance of the existing five nominated Councillors on the Municipal Council until the date of the next reconstitution

3 In order to avoid all these difficulties and complications, the best course that could be thought of is, to determine now alone the constitution of the new Council to be formed after

after 3rd January 1953 under Sections 9 and 10 of the Prircipal Act, which continue to be in force, because Sections 4 and 5 of the Amending Act will not have beer brought into force, and this, in such a manner as to be in conformity with the new Sections 9,10, 10 A and 10 B (as they will be after Sections 4 and 5 of the Amendment Act will come into force) There is scope in the Principal Act, now in force, for adopting such a procedure The amended provisions will however be brought into force in the Mysore City Municipality from 3rd January 1953 at the appropriate time

4 As the issue of a Notification determining the strength of the Council under Sections 9 and 10 of the Principal Act, now in force, requires the superseding of the previous order on the subject, I am to request you to intimate immediately the number and date of the Notification in which the present strength of the Mysore City Municipal Council was fixed at 30, as already called for

Yours faithfully,

a/c Hanumanthappa 11/8

(V HANUMANTHAPPA)
for Secretary to Government,
L S G Department

LNS.2 11/8.

N
Encls C2 PR 2/52 53

CITY MUNICIPAL COUNCIL
P B N 17
Mysore Dated 8th Aug 1952

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

C M 32-52-1.

To

The Secretary to Government,
L S G Department, Bangalore,
(Through the President)

Sir,

Subject Strength of the Mysore City Municipal Council consequent on the adoption of Single Member Constituency based on Adult Franchise
====

13/8/52 C1350

With reference to your letter No L 5890 dated 30-7-1952 on the above subject, I write to state that the present strength of the Council at 30 was fixed as far back as 1924-1925 It has not been possible to trace readily the Government Notification under which the above change was effected But it is to be stated that the circumstances under which the strength of the Council was fixed at 30 in the year 1924-25 are entirely different from those under which the Government will have to notify the strength of the Council at present Under the Mysore City Municipalities Act as amended by Act XXXVI of 1951, the Municipal Elections are based on adult franchise and adoption of Single Member Constituency By virtue of Section 9 of the amended Act every Municipal Council shall consist of such number of Councillors as the Government may from time to time by order determine Hence under the altered circumstances there appears to be no need to refer to the previous Notification It is to be stated further that under Sec 10A of M C M Act as amended as stated above, territorial divisions and boundaries thereof have to be fixed by the Government in consultation with the Municipal Council by notification in the Official Gazette

This means that after receipt of orders of Government, proposals for determination of wards have to be sent up to Government by the Council after due examination It is only after such a proposal is approved by the Government that action could be taken to notify the Electoral Roll etc Unless orders of Government are received early, it is difficult to complete even the preliminaries well in time before the expiry of the term of the Council

In these circumstances, I request that orders of Government may kindly be obtained regarding the strength of the Council, in order to push through the work relating to delimitation and preparation of Electoral Rolls

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

9/8

Forwarded with compliments

(A Krishnamurty Rao)
President

13 Copies

G R S App F G 3]

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

No L 7408/CR 32-82
18/9/82

Notification

In exercise of the powers conferred by Secs 9 & 10 of the Mysore City Municipalities Act, 1933 (Mysore Act No VII of 1933) and in supersession of the ~~following orders on the~~ Budget, H H the Maharaja of Mysore is pleased to direct that the Mysore City Municipal Council to be constituted from 3-1-53 shall consist of forty Councillors, ~~of whom~~ Councillors all of whom shall be elected, and to fix that Sixty-six shall be persons elected from general Constituencies and four Councillors shall be persons elected from Constituencies reserved for Scheduled Castes

Notification No dated - In the above proceedings orders on the Budget

B O & N M
18/9
for S O Secy
17/9
4/9/52

To

The Comptroller, Mysore gazette for publication in part III of the gazette and supply 25 copies thereof to the

WL010855—Gl B—25 000—18 7 50

the Municipal Commr., Mysore
with one to Copies to the Municipal
Branch of the G.R.S.

Memo. 1740/

Copy with compliments to the
Municipal Commr., Mysore as orig-
inally desired for information
with reference to his letter
No. C2. P.R. 1/52-53 dt. 8.8.52.
proposals regarding declaration of Constituencies
may be sent up early.

Sd/- S. G. Shetty
for 4/7/52

for
18/8/52

GOVERNMENT OF ~~HIS HIGHNESS THE MAHARAJA OF~~ MYSORE

General and Revenue Secretariat.

No. L 7408/C M 32-52-2 *Dated Bangalore* 18 August .. 52

ENDORSEMENT

NOTIFICATION

In exercise of the powers conferred by Sections 9 and 10 of the Mysore City Municipalities Act, 1933 (Mysore Act No VII of 1933) and in supersession of all previous orders on the subject, His Highness the Maharaja of Mysore is pleased to direct that the Mysore City Municipal Council to be reconstituted from 3rd January 1953 shall consist of forty Councillors, all of whom shall be elected, and to fix that thirty-six Councillors shall be persons elected from general Constituencies and four Councillors shall be persons elected from Constituencies reserved for Schedule Castes

By Order of
His Highness the Maharaja,

(A S KHALEEL)
Secretary to Government,
L S G Department.

To

The Compiler, Mysore Gazette, for publication in Part III-3 the Gazette and supply of 25 copies thereof to the Municipal Commissioner, Mysore City and 10 copies to the Municipal Branch of the General and Revenue Secretariat

Memo No L 7409 dated 18th August 1952

Copy of the above is forwarded to the Municipal Commissioner Mysore City Municipality, (through the President) for information with reference to the correspondence ending with his letter No C2 P A 2/52-53 dated the 8th August 1952 Proposals regarding delimitation of Constituencies may be sent up early

for Secretary to Government,
L S G Department

LAS 9+4 18/8

62 PR 2/52 53

o
ncls

CITY MUNICIPAL COUNCIL
P B N 17
Mysore Dated 11-9-1952

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

To

The Secretary to Government,
Local Self Government Department,
Bangalore 1
(Through the President)

IAS

Sir,

Subject Strength of the Municipal Council consequent on the adoption of single member constituency based on Adult Franchise

---

Adverting to Government Notification No L 7408-CM 32-52-2 dated 18-8-1952 re the above, I write to state that while considering the above notification at their meeting held on 5-9-1952, the Council felt that power of Government re the reservation of seats for any particular caste or community is not contemplated in either of the Sections 9 and 10 of the M C M Act of 1933 quoted in the notification Such powers are now vested in Government under Section 5 of the Amending Act XXXVIII of 1951, amending the section 10 of the existing M C M Act, 1933 But the amending Act has not yet been extended to this city by any notification as contemplated under Sec (1) of the Amending Act The Council have therefore recorded the notification with the following observation

" Recorded with the observation that as the Amended Act No XXXVIII of 1951 is not yet applied to the Mysore City Municipality, the notification under Sections 9 and 10 of Act VII of 1933 and the provisions thereof do not seem to empower the Government to reserve constituencies for scheduled castes and the delimitation indicated in the Government Order does not therefore appear intra vires of the powers of Government under the said provisions "

In view of the above I request that Government may kindly consider the objection raised and clarify the position to enable me to take needful further action

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

Forwarded with compliments

(A Krishnamurty Rao)
President

No L

L 10447

1-10-52

To

The Municipal Commissioner
Mysore City Municipality
(Through the proper channel)

Subject:- Strength of the municipal Council consequent on the adoption of single member constituency based on adult franchise

Sir

With reference to your letter no C2 P R 2/52-53 dated 11.9.52 on the above subject I am directed to state that Section 10 of Act VII of 1933 as it stands before the amendment by Act XXXVI of 1951 comes into force does not prohibit reservation of seats for Scheduled Castes what the amendment does is to make this reservation obligatory. Hence the notification no. L 7408/C.M. 32-52-2 dated 18.8.52 is not otherwise of Section 10 of Act VII of 1933

Yours faithfully

Asst Clerk S G [illegible]

27/9/52

25/9/52

Urgent

D O No L 11071 Dt 11/10/52

Dear Sir,

Subject Change of the municipal Council Consequent on the adoption of Single member Constituency Based on adult franchise

Dear Sir

In Continuation of this office Letter No L 10444 dated 1-10-52 on the above subject I am desired to request you to take necessary further action for the delimitation of the Constituencies and getting the approval of Govt thereto as the date of Nomination is fast approaching and necessary arrangements are required to be completed (to hold the elections) The electoral Rolls may also be prepared and finalised speedily ~~perhaps extra men from this office, if necessary on this score~~ Note also Letter may be treated immediate & to ~~this office~~ Govt

Yours Faithfully

Illegible

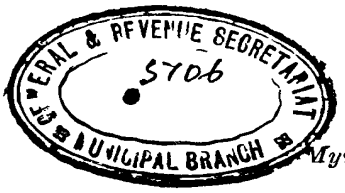
To
The Dist Collector
Nellore (Telugu name)

Rc
9/10/52

11/10/52

No C2 PR 52/51

Encl:



CITY MUNICIPAL COUNCIL
P B N 17
Mysore Dated 8-10-1952

From

THE MUNICIPAL COMMISSIONER
CITY MUNICIPAL COUNCIL
MYSORE

To

The Secretary to Government,
L S G Department, Bangalore 1
(Through the President)

Sir,

Re Strength of the Municipal Council consequent on the adoption of the single member constituency based on Adult Franchise

---

In continuation of this office letter No C2 PR 52/ dated 11th September 1952 on the above subject, I write to state that under the notification dated 12-8-1952, the City Municipal Council shall have to consist of 40 councillors all of whom shall be elected Thirty-six councillors out of the forty shall be persons elected from general constituencies while 4 councillors shall be persons elected from the constituencies reserved for Schedule Castes The Government Notification does not make it specific whether the election of persons from constituencies reserved for schedule castes be confined to such areas only where there is a majority of the population of the schedule castes or otherwise It has been found not practicable to form divisions which could consist of scheduled caste people alone In the result there will be a possibility for such of the members as have to vote for persons to be elected from general constituencies, being refused the opportunity to do so and instead to force them to vote for persons to be returned for scheduled caste constituencies Whether in this view the Government Notification means that the whole city be divided once into

thirty-six divisions only for returning members to general constituencies and again to four divisions for returning one member from each of the four divisions for the four seats reserved for scheduled castes, the electorate being the scheduled class population of each division, may be made clear

The favour of a very early reply is requested in the matter to enable this office for taking further action in this behalf

Yours faithfully,

(F M Abdul Rahim)
Municipal Commissioner

Forwarded with compliments

(A Krishnamurty Rao)
President

F M. ABDUL RAHIM, B A ,
COMMISSION

GENERAL & REVENUE SECRETARIAT
5178
13 OCT 1952
BRANCH

MUNICIPAL OFFICES
MYSORE

Dated 12-10-1952

Dear Sir,

Subject Strength of the Municipal Council consequent on the adoption of Single Member Constituency based on Adult Franchise

---

With reference to your D O letter No L 11071 dated 11-10-1952 on the above subject, I invite your reference to this office letter No C2 P R 52/61-52 dated 8-10-1952(copy enclosed for ready reference) and request that order of Government may be immediately communicated so that the delimitation proposals on hand may be finalized without delay and placed before the Council for forwardal to Government

Yours sincerely,

Sri V Hanumanthappa, B A (Hons),
Assistant Secretary to Government,
Municipal Branch, Bangalore 1

thirty-six divisions only for returning members to general constituencies and again to four divisions for returning one member from each of the four divisions for the four seats.

Copy of letter No C2 P [illegible] 52/51-52 dated [illegible]-10-52 from the Municipal Commissioner, City Municipal Council, Mysore, to the Secretary to Government, L S G Department, Bangalore-1 (Through the President).

Re Strength of the Municipal Council consequent on the adoption of the single member constituency based on ~~xxxx~~ Adult Franchise

---

In continuation of this office letter No C2 P [illegible] 52/ dated 11th September 1952 on the above subject, I write to state that under the notification dated 1[illegible]-52, the City Municipal Council shall have to consist of 40 Councillors all of whom shall be elected Thirty-six councillors out of the forty shall be persons elected from general constituencies while 4 councillors shall be persons elected from the constituencies reserved for Scheduled Castes The Government Notification does not make it specific whether the election of persons from constituencies reserved for scheduled castes be confined to such areas only where there is a majority of the population of the scheduled castes or otherwise It has been found not - practicable to form divisions which could consist of scheduled caste people alone In the result there will be a possibility for such of the members as have to vote for persons to be elected from general constituencies, being refused the opportunity to do so and instead to force them to vote for persons to be returned for scheduled caste constituencies Whether in this view the Government Notification means that the whole city be divided once into thirty-six divisions only for returning members to general constituencies and again to four divisions for returning one member from each of the four divisions for the four seats reserved for scheduled castes, the electorate being the scheduled class population of each division may be made clear

The favour of a very early reply is requested in the matter to enable this office for taking further action in the matter

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Copy

[signature]

For Municipal Commissioner

11 152

B T B

18 OCT 1952

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

No

Recd at ____ H ____ M

From

By

Sent at ____ H

To

By

Office Stamp

17 OCT

1845 Mysore 17 8 52

Secretary Local Self govt Dept

Bangalore

Ref ce this office letter C-2

P-52 dated 8-10-52 please

expedite reply

Municipal

Commissioner

(The subject relates to "the strength of the M(C)

S H AS

XXX 19/10/52

S I V dhy P M d 12—20 000 Bks

Draft Reply to the Governor, Mysore as it has been submitted to Secy (LSA) on 16.10.52 for approval

Rest not read back

Sd/-
18/10/52

draft" A 20/10/52

L 11754 IMMEDIATE

To

The Municipal Commissioner,
Mysore City Municipality,
(through the President)

Sir,

Subject - Strength of the Municipal Council consequent on the adoption of Single Member Constituencies based on Adult Franchise

---

With reference to your letter No C2 P R 52/51-52 dated the 8th October 1952, on the above subject I am directed to invite reference to Section 10A(1) and (3) as amended by the Mysore City Municipalities (Amendment) Act, 1951, under which the Municipality should be divided into as many ~~as many~~ territorial divisions as there are Councillors to be elected and one Councillor only should be elected from each Division As the strength of the Council has been fixed to be 40, the entire City has to be divided into 40 divisions Any four of these divisions where there is a comparative predominance of the Scheduled Castes population may be reserved for them, the rest being treated as gereral seats open to all communites It is nowhere contemplated that the reserved Divisions should consist of Scheduled Caste people alone, nor is it obligatory for the Scheduled Caste members to vote only for the reserved seats In the non-reserved Division any member can stand as a candidate and all the voters are at liberty to elect a candidate whereas in the reserved divisions only Scheduled Caste people will stand as candidates and all the voters in those divisions should elect a Scheduled Caste candidate

Yours faithfully,

bsl

Dft/TNS 16/10 16/10 L S G Secretary to Govt

Dear Sri Abdul Rahim,

I regret to write to you that when it was expected all the while that action is being taken by you for the delimitation of constituencies, preparation of Voters list, drawing up the calender of events etc , and to set the stage for the election for the reconstitution of the Mysore City Municipal Council with effect from 3rd January 1953 immediately on the expiry of the term of the present council, clarification on minor legal points are referred to Government for a ruling and ~~the issue of his is trotted out to~~ delay the action

2 Government are keen that the elections should be held ~~well~~ in time and the new Council should take office on 3rd January 1953

3 ~~I am to request you therefore to take~~ Steps now should be taken further action in this behalf with the utmost expedition completing all the preliminary arrangements within time to hold the election in the last week of December 1952, any correspondence in regard to the clarification on points of law or formality raised by any Councillor being simultaneously carried on with the Government

4 ~~Let me~~ I have to impress upon you that ~~the~~ Government will hold you personally responsible if the elections are delayed in any manner

5 Clarification sought for in your letter No C2 P 52/52-53 dated 8th October 1952 has already issued on 20th October 1952

6 Daily progress reports may hereafter be sent to Govt for my info

Yours sincerely,

Sri F M Abdul Rahim, B A ,
Municipal Commissioner,
Mysore City Municipality,
MYSORE

knr/draft/22 10

Sri A S KHALEEL, B A ,B L ,
Secretary to Government;
L & G Department-

22nd October 1952.

L. 11853

Dear Sri Abdul Rahim,

I regret to write to you that when it was expected all the while that action is being taken by you for the delimitation of constituencies, preparation of Voters' list, drawing up the Calendar of events etc , and to set the stage for the election to reconstitute the Mysore City Municipal Council with effect from 3rd January 1953 immediately on the expiry of the term of the present Council, clarification on minor legal points are referred to Government for a ruling and steps to be taken are thus being delayed.

2 Government are keen that the elections should be held in time and the new Council should take office on 3rd January 1953

3 Even now further action in this behalf should be taken with the utmost expedition, completing all the preliminary arrangements well in time to hold the election in the last week of December 1952 any correspondence in regard to the clarification on points of law or formality raised by any Councillor being simultaneously carried on with the Government

4. I am to impress upon you that Government will hold you personally responsible if the elections are delayed in any manner.

5 Clarification ~~sought~~ sought for in your letter No C2. P 52/52-53 dated 8th October 1952 has already issued on 20th December 1952

6 Daily progress reports may kindly be sent to Government for information

Yours sincerely,

Sd A S KHALEEL,

To

Sri F A ABDUL RAHIM, B A ,
Municipal Commissioner,
Mysore City Municipality,
Mysore

P T O

Memo No L 11854 — 22 X 52

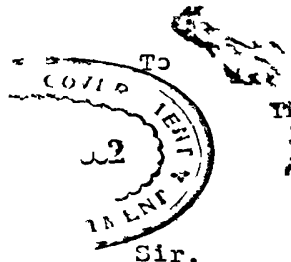
Copy of the above is forwarded to the President, Municipal Council, Mysore, for information

a/c

Secretary to Government,
L S G Department

No C2 PR 2/52 53

CITY MUNICIPALITY
Mysore Date 17th October 1952



To

The Secretary to Government
L S G Department
Bangalore

(Through the President)

Sir,

Why is the matter not reached the Govt. yet? Please do the needful 22/10/52

Subject - Strength of the Municipal Council consequent on Single Member Constituency based on Adult franchise

---

In confirmation of the telegram dated 17-10-1952, noted in the margin* I request that immediate orders of Government may be kindly obtained on this office letter No C2 P 52/52-53 dated 8-10-1952 as the finalisation of proposals are held up

*REFERENCE THIS OFFICE LETTER C2 P 52 DATED 8-10-1952 PLEASE EXPEDITE REPLY

Yours faithfully

(F I Abdul Rahim)
Municipal Commissioner

Forwarded with compliments

A Krishnamurthy Rao
President

Received by the Commr
22/10
23/10/52

Dear Sir, 4910
23-10-52

Dear Sir Abdul Rahim,

In connection with my D.O. letter of yesterday, I enclose herewith a draft Bill to amend the Madras Estates Land Act, as amended by Act XXXVI of 1951 have not yet been brought into force in this Region and the Law as it is now is only Section 10 of the Madras Act VII of 1933 under Section 10 (2) of this Act Govt. have power to declare by notification, number and extent of Estates to which the Act is to apply. There is no obligation to consult the Board in this matter. Regarding this proposals for this declaration of this Section in as far as Sirumachanur's action may be taken to prepare complete the details list also

I am to request you therefore to send us proposals immediately

Of course you are free to have any discussion with your Board, but I would very seriously urge you to this important matter

Yours sincerely
B.N.

To
The Hon. Commissioner
Revenue Board
Ootacamund

23/10/52

Sri A S Khaleel, B A , B L ,
Secretary to Government,
L S G Department

No L 11910

October 23, 1952

Dear Sri Abdul Rahim,

In continuation of my D O letter of yesterday, I write to state that Section 10, 10 (A) and (B) as amended by Act XXXVI of 1951 have not yet been brought into force in the Mysore City Municipality Hence the Law as it is now is only section 10 as it stood in Act VII of 1933 Under Section 10 (d) of this Act Government can issue orders regulating the description, number and extent of constituencies and there is no ~~objection~~ obligation to consult the Municipal Council regarding this

I am to request you therefore to send up proposals immediately for the delimitation of the constituencies Simultaneous action may be taken to complete the voters list also

If inspite of this, there is delay on your part, Government will view very seriously your inaction in this important matter

Yours sincerely,

Sri F M Abdul Rahim, B A ,
Municipal Commissioner,
Mysore City Municipality,
MYSORE

knr-2/23 10

o
ncl C2 P52
SV-52

CITY MUNICIPAL COUNCIL
P B No 1/
Mysore, Dated 27th October 1952

CM31-52-6

FROM

The Municipal Commissioner,
CITY MUNICIPAL COUNCIL
MYSORE

SECRE 28 OCT 1952 L S G DEPARTMENT

GENERAL & REVENUE SECRETARIAT 5-708 25 OCT 1952 MUNICI 3 Addl

To

The Secretary to Government
L S G Department
Bangalore

(Through the President)

X xcx

Sir

HAs

Subject - Strength of the Municipal Council consequent on the adoption of Single Member Constituency based on Adult Franchise

---

With reference to the correspondence ending with your letter D O No L 11852 dated 22nd October 1952 and also the discussions that the President the Vice-President and myself had with the Minister for Local Self-Government on the 25th October 1952 at Bangalore in pursuance of the telephone call from you I write to state that the conduct of the Municipal Elections well in time before the expiry of the term of the Council i e , 3rd January 1953 is felt not possible for the following reasons

If the Council has to be reconstituted from 3-1-1953 the latest date for publication of the Election Roll under rule 2 of the Rules for the Election of members to the City Municipal Councils would be 2-11-1952 Such a publication could be done only after the delimitation of the constituencies are defined and approved by Government and published in the official gazette with necessary descriptions of the boundaries in extenso No doubt the draft proposals of the delimitations are being attended to promptly But the division of the city into 40 wards is a permanent change

and a hurried disposal of the same might lead not only to confusion but also inconvenience and on some occasions dissatisfaction too among the voters A careful examination of the proposals is therefore necessary before they could be finalised

It may also be stated that the present elections are to be held on entirely different lines on the basis of Single Member Constituency with adult franchise The voters' list has to be prepared having due regard to rule 3 of election rules No doubt the election rolls on the mobile city are ready but getting them printed according to each constituency and publishing them as such could be done only after the entire delimitation proposals are approved by Government This also requires sufficient time

I feel that all this is not possible within 2nd November 1952 and I request that orders of Government may therefore be kindly obtained extending the term of the Council upto the end of March 1953 so that the election might be conducted satisfactorily, the reconstituted Council coming into effect from the commencement of the next official year I may add that I have made these proposals in view of the discussions we had with the Minister for L S G and yourself and also in consultation with the President and in pursuance of the opinion expressed by the members of the Ward's Committee, entrusted with the work of de-limitation of the constituencies

Yours faithfully,

(E I Abdul Rahim)
Municipal Commissioner

Forwarded with compliments

A Krishnamurthy

(A Irishnamurthy Rao)
President

No L13881 /CM31-52-7

Dt 20/11/52

Notification

In exercise of the powers conferred by sec 15 of the Mysore City Municipalities Act, 1933 (Act no VII of 1933) the Govt of Mysore are pleased to declare that the limits of the Mysore city and all areas it does to expire on 31.3.53 be extended upto and inclusive of the 31st March 53 or such other date as may be fixed for the purposes of this notification to be a Co parts Boundaries of the City under the said Act and the name of Rajapramukh

Act of 1951 (Act no XXXVI of 1951) and to observe the rules necessary for all the purposes

By order etc
Sd/- L S G Secy
8/11/52

To

The Controller Mysore gazette for publication in part III-3 of the gazette and Supply 10 copies thereof each to the Collector Mysore City MCs and the Municipal Boards— G R S

Memo No L13882 Dt 20/11/52

To

The Dy Commr, Mysore City MCs (Through the President) for information with reference to his letter No C P 52 dt 27.10.52

2
51 52

By order etc
Sd/- L S G Secy
8/11/52

13881/c M 31-52-7

Ω 2044/53

NOTIFICATIC

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Whereas the term of office of the Councillors of the Mysore City Municipal Council will expire on the 3rd of January 1953,

And whereas the Government of Mysore think fit to extend their term, with a view to enabling the regulation of the description, number and extent of constituencies for the election of Councillors to the said Municipal Council to enable it to function in conformity with the provisions of the Mysore City Municipalities (Amendment) Act, 1951 (Mysore Act No XXXVI of 1951) when it is brought into force,

Now therefore in exercise of the powers conferred by section 15 of the Mysore City Municipalities Act, 1933 (Mysore Act No VII of 1933), the Government of Mysore are pleased to extend the term of office of the Councillors of the Mysore City Municipal Council up to and inclusive of the 31st day of March 1953

By Order and in the name of
the Rajpramukh

Secretary to Government,
L S G Department

To

The Compiler, Mysore Gazette for publication in the Gazette

15/11

No L 13882 Ω 2044/53

He comm^r Mysore city
Mcty (thro' the pdty)

GOVERNMENT OF MYSORE

General and Revenue Secretariat

No L 13881|C M 31-52-7 *Bangalore dated* 20/4/ 1952

NOTIFICATION

Whereas the term of office of the Councillors of the Mysore City Municipal Council will expire on the 3rd of January 1953;

And whereas the Government of Mysore think fit to extend their term, with a view to enabling the regulation of the description, number and extent, of constituencies for the election of Councillors to the said Municipal Council, to enable it to function in conformity with the provisions of the Mysore City Municipalities (Amendment) Act, 1951 (Mysore Act No.XXXVI of 1951) when it is brought into force,

Now, therefore, in exercise of the powers conferred by Section 15 of the Mysore City Municipalities Act, 1933 (Mysore Act No VII of 1933), the Government of Mysore are pleased to extend the term of office of the Councillors of the Mysore City Municipal Council upto and inclusive of, the 31st day of March 1953.

By order and in the name of
the Rajapramukh

SD A S KHALEEL
Secretary to Government,
L S G. Department.

To

The Compiler, Mysore Gazette for publication in part III-3 of the Gazette and supply of ten copies thereof each to the Commissioner, Mysore City Municipality and the Municipal Branch of the Secretariat.

Memo No L 13882 Dt 20/11/52

Copy to the Municipal Commissioner, Mysore City Municipality (thro' the President) for information with reference to his letter No C2 P 52/51-52 dated 27th October 1952

(V hanumanthappa)
For Secretary to Government,
L S G Department

20/20-11-52